

Bayer CropScience

Rec'd PCT/PTO 10 APR 2006



Date April 10, 2006

To PCT Operations

Company USPTO

Fax 571-273-3201 Pages 9

From Richard E.L. Henderson

Fax 412-777-3902/3912 Tel. 412-777-3860

Re: U.S. Serial No. 10/520,549/Filed 1/06/05/CS-8445/LeA 36,137
PCT/EP03/06980

FAX

Applicants are enclosing a copy of USPTO Form PCT/DO/EO/905 dated March 31, 2006, together with a copy of Applicants' faxed Submission of Missing Parts dated March 9, 2006, Declaration and Power of Attorney and Confirmation Fax Receipt from the USPTO.

Please see that the application is processed and sent to the correct Art Unit for further handling.

Respectfully Submitted,

Richard E.L. Henderson
Attorney for Applicants
Reg. No. 31,619

NOTICE OF CONFIDENTIALITY

The information contained in and transmitted with this facsimile may be confidential, subject to the attorney-client privilege, attorney work product, and/or exempt from disclosure under applicable law and is intended only for the individual or entity named above. If you are not the intended recipient, you are hereby notified that inadvertent disclosure of this information to you does not constitute a waiver of confidentiality or privilege and that any review, disclosure, copying, or use of the contents of the facsimile by you is prohibited. If you have received this facsimile in error, please immediately call the sender collect at the above phone number, so that we can arrange for the return of the original facsimile at our cost.

BEST AVAILABLE COPY

Bayer CropScience

Date March 9, 2006

To PCT OPERATIONS

Company USPTO

Fax 571-273-3201 Pages 5

From Richard E.L. Henderson

Fax 412-777-3902/3912 Tel. 412-777-3860

Re: **CS-8445/LeA 36,137**
PCT/EP2003/006980
Serial No. 10/520,549

Customer No.: 34469

FAX

**SUBMISSION OF MISSING PARTS OF APPLICATION UNDER 35
U.S.C. 371**

Please find enclosed a Combined Declaration and Power of Attorney, executed by all of the inventors, to complete the subject application which was filed on January 6, 2005. Please charge the fee for filing the Declaration on a date later than the filing date, \$130.00, to Deposit Account No. 50-2510. This paper is also authorization to charge any insufficiency of fees which may be required to Deposit Account No. 50-2510.

To the best of my knowledge and belief, Angelika Lubos-Erdelen is the sole heir to Christoph Erdelen.

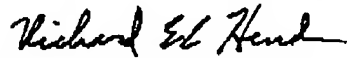
NOTICE OF CONFIDENTIALITY

The information contained in and transmitted with this facsimile may be confidential, subject to the attorney-client privilege, attorney work product, and/or exempt from disclosure under applicable law and is intended only for the individual or entity named above. If you are not the intended recipient, you are hereby notified that inadvertent disclosure of this information to you does not constitute a waiver of confidentiality or privilege and that any review, disclosure, copying, or use of the contents of the facsimile by you is prohibited. If you have received this facsimile in error, please immediately call the sender collect at the above phone number, so that we can arrange for the return of the original facsimile at our cost.

BEST AVAILABLE COPY

Page 2 of 2

Applicants respectfully request a Notice of Acceptance under 35 U.S.C. 371 be sent to Applicants' address of record.



Richard E.L. Henderson
Reg. No. 31,619

Auto-Reply Facsimile Transmission




TO: Fax Sender at 412 777 3912

Fax Information
Date Received: 3/9/2006 3:24:24 PM (Eastern Standard Time)
Total Pages: 5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
=====>

MAR 09 2006 15:25 FR BAYER PATENT DEPT 412 777 3912 TO 915712733201 P.01/05	
Bayer CropScience	
	
Date	March 9, 2006
To	PCT OPERATIONS
Company	USPTO
Fax	371-273-3201 Pages 5
From	Richard E.L. Henderson FAX
Fax	412-777-3902/3912 Tel. 412-777-3860
Re:	CS-8445/LA 36,137 PCT/EP2003/008980 Customer No.: 34469 Serial No. 10/820,648
SUBMISSION OF MISSING PARTS OF APPLICATION UNDER 35 U.S.C. 371	
Please find enclosed a Combined Declaration and Power of Attorney, executed by all of the inventors, to complete the subject application which was filed on January 6, 2003. Please charge the fee for filing the Declaration on a date later than the filing date, \$130.00, to Deposit Account No. 50-2510. This paper is also authorization to charge any insufficiency of fees which may be required to Deposit Account No. 50-2510.	
To the best of my knowledge and belief, Angelika Lubas-Erdelen is the sole heir to Christoph Erdelen.	
NOTICE OF CONFIDENTIALITY	
This information contained in and transmitted with this facsimile may be confidential, subject to the attorney-client privilege, attorney work product, and/or exempt from disclosure under applicable law and is intended only for the individual or entity named above. If you are not the intended recipient, you are hereby notified that disclosure of this information to you does not constitute a waiver of confidentiality or privilege and that any further disclosure, copying, or use of the contents of this facsimile by you is prohibited. If you have received this facsimile in error, please notify the sender by the number listed at the above phone number, so that we can arrange for the return of the original facsimile at our cost.	
PAGE 1/5 * RCVD AT 3/9/2006 3:24:24 PM (Eastern Standard Time) * SVR:USPTO-EFXXF-6/42 * DNIS:2733201 * CSID:412 777 3912 * DURATION (mm:ss):01:14	

BEST AVAILABLE COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/520,549	FIRST NAMED APPLICANT Thomas HIMMLER	ATTY. DOCKET NO. CS8445/LeA 36,137
INTERNATIONAL APPLICATION NO. PCT/EP03/06980		
I.A. FILING DATE 07/01/2003	PRIORITY DATE 07/11/2002	

34469
BAYER CROPSOURCE LP
Patent Department
100 BAYER ROAD
PITTSBURGH, PA 15205-9741

DOCKETED

RT 9/31/06

DATE 5/31/06 COMPLETE

APPROVED

CONFIRMATION NO. 3252

371 FORMALITIES LETTER

OC000000018410452

Date Mailed: 03/31/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/06/2005
- English Translation of the IA filed on 01/06/2005
- Copy of the International Search Report filed on 01/06/2005
- Request for Immediate Examination filed on 01/06/2005
- U.S. Basic National Fees filed on 01/06/2005
- Specification filed on 01/06/2005
- Claims filed on 01/06/2005
- Abstracts filed on 01/06/2005

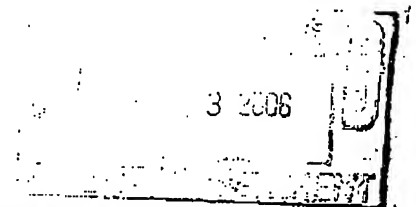
The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:



- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,549	PCT/EP03/06980	CS8445/LeA 36,137

FORM PCT/DO/EO/905 (371 Formalities Notice)